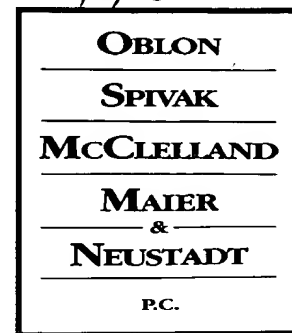




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Docket No.: 210090US0PCT

COMMISSIONER FOR PATENTS
ALEXANDRIA, VIRGINIA 22313

ATTORNEYS AT LAW
STEPHEN G. BAXTER
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RE: Application Serial No.: 09/868,643
Applicants: Yoichi OZAWA, et al.
Filing Date: October 5, 2001
For: SOYBEAN EMBRYO FAT/OIL AND PROCESS FOR
PRODUCING SOYBEAN MATERIAL WITH HIGH
EMBRYO CONCENTRATION
Group Art Unit: 1761
Examiner: Paden

SIR:

Attached hereto for filing are the following papers:

Response to Restriction Requirement

Our check in the amount of -0- is attached covering any required fees. In the event any variance exists between the amount enclosed and the Patent Office charges for filing the above-noted documents, including any fees required under 37 C.F.R. 1.136 for any necessary Extension of Time to make the filing of the attached documents timely, please charge or credit the difference to our Deposit Account No. 15-0030. Further, if these papers are not considered timely filed, then a petition is hereby made under 37 C.F.R. 1.136 for the necessary extension of time. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND,
MAIER & NEUSTADT, P.C.



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DOCKET NO.: 210090US0PCT

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

IN RE APPLICATION OF: :
YOICHI OZAWA ET AL : GROUP ART UNIT: 1761
SERIAL NO.: 09/868,643 :
FILED: OCTOBER 5, 2001 : EXAMINER: PADEN
FOR: SOYBEAN EMBRYO FAT/OIL
AND PROCESS FOR PRODUCING
SOYBEAN MATERIAL WITH HIGH
EMBRYO CONCENTRATION

RESPONSE TO RESTRICTION REQUIREMENT

COMMISSIONER FOR PATENTS
ALEXANDRIA, VIRGINIA 22313

SIR:

In response to the Restriction Requirement dated April 23, 2003, Applicants elect,
with traverse, Group II, Claims 4-10, 13 and 15-47, for prosecution.

REMARKS

The Examiner has required restriction in the above-identified application as follows:

Group I: Claims 1-3 and 14;

Group II: Claims 4-10, 13 and 15-47; and

Group III: Claims 11 and 12.

Applicants have elected, with traverse, Group II, Claims 4-10, 13 and 15-47.

The Examiner, citing PCT Rules 13.1 and 13.2, contends that Groups I-III do not
relate to a single general inventive concept, because they lack the same or corresponding
special technical features. Specifically, the Office argues that the application lacks unity of